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WARNER BROS. ENTERTAINMENT INC.

8
9 [Additional counsel appear on next page]

10
11 **UNITED STATES DISTRICT COURT**
12 **FOR THE CENTRAL DISTRICT OF CALIFORNIA**

13 SERENDIP LLC & WENDY CARLOS,

14 Plaintiffs,

15 v.

16 WARNER BROS. ENTERTAINMENT
17 INC.,

18 Defendant.

19
20 WARNER BROS. ENTERTAINMENT
21 INC.

22 Counter-claimant,

23 v.

24 SERENDIP LLC, a New York limited
liability company, and WENDY
25 CARLOS, an individual,

26 Counter-defendants.

CASE NO. CV 08-07739 RGK (RCx)

The Honorable R. Gary Klausner

**STIPULATION RE DEFENDANT
AND COUNTER-CLAIMANT
WARNER BROS.
ENTERTAINMENT INC.'S FIRST
AMENDED COUNTERCLAIM**

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15 Attorneys for Plaintiffs and Counter-defendants
16 SERENDIP LLC and WENDY CARLOS
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1 WHEREAS, Defendant and Counter-claimant Warner Bros. Entertainment
2 Inc. ("Warner Bros.") filed a Counterclaim against Plaintiff and Counter-defendant
3 Serendip LLC ("Serendip") on February 9, 2009;

4 WHEREAS, Serendip filed a Motion to Dismiss the Counterclaim on
5 February 26, 2009 and noticed the Motion for hearing on April 20, 2009;

6 WHEREAS, Serendip filed an Answer to the Counterclaim on March 30,
7 2009;

8 WHEREAS, Warner Bros. wishes to file a First Amended Counterclaim to
9 assert claims for copyright infringement and unfair competition against Counter-
10 defendants Serendip and Wendy Carlos ("Carlos"); and

11 WHEREAS, the Parties agree that it is in the interest of judicial economy to
12 allow the filing of the First Amended Counterclaim and to take the Motion off-
13 calendar, without prejudice to Serendip's right to refile the Motion at a later date;

14 NOW, THEREFORE, IT IS HEREBY STIPULATED by and between the
15 Parties, through their respective counsel of record, as follows:

16 1. Warner Bros. shall be permitted to file the attached First Amended
17 Counterclaim; and

1 2. Serendip and Carlos shall have 20 days from the date of filing to
2 respond to the First Amended Counterclaim.

3 IT IS SO STIPULATED.

4 Respectfully submitted,

5 CALDWELL LESLIE & PROCTOR, PC

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7 DATED: April 2, 2009

8 By 

LINDA M. BURROW

Attorneys for Defendant and Counter-claimant
WARNER BROS. ENTERTAINMENT INC.

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10
11 DATED: April 1, 2009

12 By _____

ANNEMARIE FRANKLIN

Attorney for Plaintiffs and Counter-defendants
SERENDIP LLC and WENDY CARLOS

1 2. Serendip and Carlos shall have 20 days from the date of filing to
2 respond to the First Amended Counterclaim.

3 IT IS SO STIPULATED.

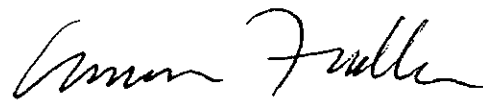
4 Respectfully submitted,

5 CALDWELL LESLIE & PROCTOR, PC

6
7 DATED: April 1, 2009

8 By LINDA M. BURROW
9 Attorneys for Defendant and Counter-claimant
10 WARNER BROS. ENTERTAINMENT INC.

11
12 DATED: April 1, 2009

13 By 
14 ANNEMARIE FRANKLIN
15 Attorney for Plaintiffs and Counter-defendants
16 SERENDIP LLC and WENDY CARLOS
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